

[Counsel identified on signature page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

EOLAS TECHNOLOGIES
INCORPORATED,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

Case No. 4:17-cv-03022-JST

Related to Case Nos. 4:17-cv-01138-JST,
4:17-cv-03023-JST, and 4:15-cv-05446-JST

**JOINT STIPULATION TO VACATE
REMAINING DATES IN SCHEDULING
ORDER (DKT. 583) AND CONTINUE
FURTHER CASE MANAGEMENT
CONFERENCE AND JOINT CASE
MANAGEMENT STATEMENT**

Pursuant to Civil Local Rules 6-2 and 7-12, Amazon.com, Inc. (“Amazon”), Google LLC (“Google”), Walmart Inc. (“Walmart”), and Eolas Technologies Inc. (“Eolas”) hereby file a stipulated request to vacate the remaining dates in the March 10, 2020 Scheduling Order (Dkt. 583) and continue the currently scheduled September 3, 2020 Joint Case Management Statement and September 10, 2020 further Case Management Conference (Dkt. 630).

WHEREAS, on February 27, 2020, the Court entered an order setting the hearing on summary judgment motions and hearing on Defendants’ limited reconsideration of claim construction for July 2, 2020, with a Joint Case Management Statement due July 30, 2020 for a further Case Management Conference on August 6, 2020. (Dkt. 576.)

WHEREAS, the Court entered the parties’ stipulation for a case schedule with the Expected Decision on Early Summary Judgment set for July 27, 2020, in advance of the Joint Case Management Statement and further Case Management Conference. (Dkt. 583.)

WHEREAS, the Court entered the parties’ stipulation to extend briefing deadlines on early summary judgment and claim construction reconsideration, and continued the hearing date to July 16, 2020. (Dkt. 597.)

WHEREAS, the Court continued the hearing date on early summary judgment and claim construction reconsideration to August 6, 2020. (Dkt. 627.)

WHEREAS, the Court denied Defendants’ motion for claim construction reconsideration on July 20, 2020. (Dkt. 628.)

WHEREAS, the Court entered the parties’ stipulation to change the date of the further Case Management Conference to September 10, 2020, and Joint Case Management Statement due date to September 3, 2020, to allow the Court time to potentially rule on the early summary judgment motion prior to the further Case Management Conference and for the parties to provide suggested revisions to the remainder of the existing schedule. (Dkt. 630.)

WHEREAS, the parties have met and conferred regarding the upcoming schedule and agree and hereby stipulate to (1) vacate the remaining dates in the March 10, 2020 Scheduling Order (Dkt. 583); (2) continue the further Case Management Conference set for September 10,

2020, to allow the Court time to potentially rule on the pending early summary judgment motion and the parties to meet and confer and provide suggested revisions to the remainder of the existing schedule as appropriate. The parties request a further Case Management Conference, if necessary, be set for approximately three weeks after the Court issues an order resolving the pending early summary judgment motion. The parties will also provide suggested revisions to the remainder of the existing schedule in the next Joint Case Management Statement.

NOW THEREFORE IT IS HEREBY STIPULATED AND THE PARTIES JOINTLY REQUEST that the Court vacate the remaining dates in the March 10, 2020 Scheduling Order (Dkt. 583) and continue the currently scheduled September 3, 2020 Joint Case Management Statement and September 10, 2020 further Case Management Conference (Dkt. 630).

DATED: September 1, 2020

Respectfully submitted,

By /s/ Richard G. Frenkel

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ATTESTATION

I, Richard Frenkel, am the ECF user whose user ID and password authorized the filing of this document. Under Civil L.R. 5-1(i)(3), I attest that all signatories to this document have concurred in this filing.

DATED: September 1, 2020

/s/ Richard G. Frenkel
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